

BEFORE THE APPELLATE AUTHORITY CONSTITUTED UNDER THE MADHYA PRADESH NIJI VYAVSAYIK SHIKSHAN SANSTHA (PRAVESH KA VINIYAMAN AVAM SHULK KA NIRDHARAN) ADHINIYAM, 2007 AS AMENDED IN 2013.

Appeal No. 53/2016

SPH Medical College & Hospital,
CHHATARPUR
M.P.

Appellant

VERSUS

1. The Admission and Fee Regulatory
Committee, Bhopal.

Respondent

ORDER

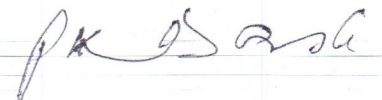
(Date 26/09/2016)

1. This appeal under Sec. 10 of Madhya Pradesh Niji Vyavasayik Shikshan Sanstha, (Pravesh Ka Viniyaman Avam Shulk ka Nirdharan), Adhiniyam, 2007 (the Act, for short) and Sec. 10 (1) & (2) of Sansodhan Ahiniyam 2013 has been filed by **SPH Medical College & Hospital, Chhatarpur** against Admission & Fee Regulatory Committee's (AFRC for short) order No. AFRC/2016/3620 dated 06.08.2016 fixing fee of Rs. 33,000.00 per year for B.H.M.S. course for academic sessions 2016-17, 2017-18 & 2018-19.
2. Appellant and respondent were heard.
3. Appellant pleaded that the college had incurred deficit during 2013-14, 2014-15 and 2015-16 in support of which copy of audited accounts of the institute for the concerned years had been enclosed with the appeal memo. Hence, appropriate increase in fee may be considered.



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4. Respondent submitted that AFRC had considered the audited accounts of the institute and the fee proposal submitted by the institute while passing the impugned order and further that compared to fee fixed for the previous 3 years block which was Rs. 25500.00, a substantial increase had been made and fee of Rs. 33,000.00 had been fixed for the current 3 years block which is reasonable.
5. Audited accounts submitted by the appellant institute were perused. Income and expenditure account shows a deficit of Rs. 07.44 lacs, 11.20 lacs and 24.43 lacs for financial years 2013-14, 2014-15 and 2015-16 respectively. While AFRC vide impugned order had increased fee from Rs. 25,500.00 fixed in 2013-16 to Rs. 33,000.00 for 2016-2019, it is noted that during the last 3 financial years, the institution had incurred substantial deficit which are verified from their audited accounts.
6. Therefore, it is reasonable to increase the fee to Rs. 36,000.00 per year (including development and all other miscellaneous fee) for academic sessions 2016-17, 2017-18 and 2018-19. Remaining terms and conditions of AFRC's impugned order would apply.
7. Para 11 of the impugned order is erroneous. Sec. 10 of the Principal Act has been substituted by Section 10(1) & (2) of the Amended Act, 2013. Hence, AFRC is directed to issue a revised order after necessary correction.



(P.K.Dash)
Appellate Authority